

I hereby certify that this correspondence is being electronically filed via EFS-Web with the United States Patent and Trademark Office on the date shown below.

Dated: July 6, 2006

Signature

(George A. Xixis)

Docket No.: 14978-00006  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Alastair M. Hodges et al.

Application No.: 10/624,746

Confirmation No.: 6474

Filed: July 22, 2003

Art Unit: 1753

For: ELECTROCHEMICAL CELL

Examiner: A. S. Noguerola

**PETITION FOR REFUND OF ISSUE FEE**  
**PURSUANT TO 27 CFR 1.26(a)**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.26(a), the Applicants hereby request a refund of the Issue Fee paid on June 13, 2007. On June 12, 2007 the Applicants filed a Request for a Continued Examination pursuant to 37 CFR 1.114(c). Subsequently, a day later on June 13, 2007 the Issue Fee was paid by mistake. Because the Request for a Continued Examination was properly and timely filed prior to the payment of the Issue Fee, such payment was a mistake and Applicants request the Issue Fee be refunded. Specifically, Applicants request that the Issue Fee be refunded to Deposit Account Number 10-0750, the Account from which the Issue Fee was mistakenly paid. Alternatively, if a refund cannot be granted, Applicants request that this application be credited the amount already paid for the Issue Fee such that when the Request for a Continued Examination is completed and the application presumably sets to issue, then the Applicants can choose to apply the previously paid Issue Fee to the application prior to the Issue Fee Due Date.

Please make us aware of your decision at your earliest convenience. If you believe that a telephone call would facilitate the resolution of any outstanding issues, please do not hesitate to contact the undersigned. Thank you for your cooperation in this matter.

Attention Mail Stop Issue Fee  
Attention Authorized Officer:  
July 6, 2007  
Page 2

Dated: July 6, 2007

Respectfully submitted,

By 

George A. Xixis

Registration No.: 38,664

NUTTER MCCLENNEN & FISH LLP

World Trade Center West

155 Seaport Boulevard

Boston, Massachusetts 02210-2604

(617) 439-2000

(617) 310-9000 (Fax)

Attorney for Applicant

1645687.1